### STATE OF GEORGIA

### CITY OF STOCKBRIDGE

ORDINANCE NO. 0R 16-422

AN ORDINANCE TO ANNEX CERTAIN PROPERTY INTO THE CITY OF STOCKBRIDGE; TO PROVIDE FOR SEVERABILITY; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the governing authority of the City of Stockbridge is the Mayor and Council thereof;

WHEREAS, the governing authority of the City of Stockbridge, Georgia desires to annex certain property into the City and to modify the zoning designation of certain property located within the City;

WHEREAS, pursuant the Zoning Code of the City of Stockbridge, Georgia, so long as the City and Henry County zoning ordinances share a common zoning classification for such use, and as provided under Official Code of Georgia Annotated Section 36-66-4(e), a zoning action taken pursuant to said section shall exempt the City from the notice and public hearing requirements of the Zoning Procedure Law, Official Code of Georgia Annotated Section 36-66-1 et seq., and the zoning amendment procedures under the Stockbridge Municipal Code; and

WHEREAS, the health, safety, and welfare of the citizens of Stockbridge, Georgia, will be positively impacted by the adoption of this Ordinance.

NOW THEREFORE, THE COUNCIL OF THE CITY OF STOCKBRIDGE HEREBY ORDAINS:

<u>Section 1.</u> The property described in Exhibit "A", a copy of which is attached hereto and incorporated herein by reference, is hereby annexed into the City of Stockbridge, Georgia pursuant to the authority of O.C.G.A. Sections 36-36-1 *et seq.* and 36-36-90 *et seq.* 

Section 2. Pursuant to the Zoning Code of the City of Stockbridge, Georgia and as provided under Official Code of Georgia Annotated Section 36-66-4(e), the property described in Exhibit "A," a copy of which is attached hereto and incorporated herein by reference, is automatically zoned by the City through the operation of said Section for the same use for which the property was zoned immediately prior to annexation (C-2, General Commercial), such rezoning to be noted on the City of Stockbridge Official Zoning Map approved by Mayor and Council as soon as reasonably possible following adoption of this Ordinance by the Zoning Administrator along with an editorial note on the City of Stockbridge Official Zoning Map approved by Mayor and Council specifying the parcel(s) affected by this Ordinance and the date of adoption of this Ordinance.

<u>Section 3.</u> The preamble of this Ordinance shall be considered to be and is hereby incorporated by reference as if fully set out herein.

<u>Section 4.</u> (a) It is hereby declared to be the intention of the Mayor and Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Ordinance is severable from every other section, paragraph, sentence, clause or phrase of this Ordinance. It is hereby further declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this

Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Ordinance.

- (c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Mayor and Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and sections of the Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.
- <u>Section 5.</u> All ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.
- Section 6. Penalties in effect for violations of the Zoning Ordinance of the City of Stockbridge at the time of the effective date of this Ordinance shall be and are hereby made applicable to this Ordinance and shall remain in full force and effect.

Section 7. The effective date of this Ordinance shall be the date of adoption unless otherwise specified herein.

# **ORDAINED** this 16<sup>th</sup> day of December, 2016.

# CITY OF STOCKBRIDGE, GEORGIA

ATTEST:

Vanessa Holiday, City Clerk

APPROVED AS TO FORM:

Michael Williams, City Attorney

Date Presented to Mayor: 12-20-2016

Date Received from Mayor: 12-20-2016

### EXHIBIT "A"

That certain parcel of land known as Tax Parcel Number 053-01015000 according to the system of numbering tax parcels in Henry County, Georgia, more particularly described as follows:

[Attach legal description for 0.053 acres]

, i.



## City of Stockbridge Planning & Zoning

AX16-48

Applicant:

Kirit and Vanlila Amin

Agent:

Kirit and Vanlila Amin

Location:

Jodeco Road (No address assigned)

Parcel ID(s):

053-01015000

Request:

Annexation through the 100% method.

Lot Size:

.53 +/- Acres

**Zoning History**:

The subject property is currently zoned C2 (General Commercial).

Current Land Use:

Vacant

Future Land Use:

Commercial

Proposed Use

/Purpose:

Commercial

### Table 1.0 Current Zoning and Land Use of Surrounding Properties

	Current Zoning	Current Land Use		
North	C3 (Highway Commercial)	Vacant		
East	C2 (General Commercial) and R3 (Single Family Residential)	Interstate and Restaurant and Single Family Homes		
South	RA (Residential Agricultural)	Vacant		
West	C3 (Highway Commercial)	Vacant		

Source: Henry County Zoning Map

### **Estimated Costs of Future Municipal Services:**

• Items are yet to be determined, will be contingent on future development of subject property.

### **Executive Summary:**

Kirit and Vanlila Amin have submitted a request for their property to be annexed into the City limits. The property is currently vacant.

### Attachments:

- HCTA Map
- Annexation Application Packet



# CITY OF STOCKBRIDGE | APPLICATION FOR ANNEXATION

4640 North Henry Boulevard Stockbridge, GA 30281 Phone: (770) 389-7900 Fax: (770) 389-7912

Annexation No: AXIL - PDate 11-7-2016

RECEIVED Received by: \_

Vanessa Helidai

NOV 7 2016

		0 60	710			
TYPE OF ANNE	XATION	City Clerk's Of City of Stockbri	fice dge			
☐ 60% Method:	Petitioners owning at least of the voters in an area, m					
<b>100% Method:</b>	Property owners of all the adjacent city by signing a p		a may seek to have th	neir property annexed	into an	
Property Address:						
150 S	tiguous to the city limits?	/	No			
LAND USE AND ZO	ONING					
County: Henry County		Cou	County Zoning Classification:			
Present Land Use: vacant Requested Zoning Classification:				<del></del>		
	anlila Amin 281 Kingston Road - N		30260			
Telephone: (404	944-2248		<sub>Email:</sub> mailboxe	exp@gmail.com		
Signature:			Date:			
	bmitted pursuant to the 60% Merrs information on a separate shee		ch additional names, signat	tures, addresses, dates of	signature,	
APPLICANT						
<sub>Name:</sub> Kirit and V	anlila Amin					
Mailing Address: 12	81 Kingston Road - M	orrow, GA	30260	8		
Telephone: (404	944-2248		Email: mailboxe	xp@gmail.com		
Signature: **	V. W. Am	~	Date: 11-5- >	016	Ø	
Signature: M	PLEASE DO NOT W	RITE BELOW THIS I	Date: 11/7	/2016		



# CITY OF STOCKBRIDGE | OWNER'S AUTHORIZATION

4640 North Henry Boulevard Stockbridge, GA 30281 Phone: (770) 389-7900

Fax: (770) 389-7912

The undersigned below, or as attached, is the owner of the property that is the subject of this application. The undersigned does duly authorize the applicant named below to act as applicant in the pursuit of an annexation of the property.

Name:		
Kirit and Vanlila Amin		
Property Address: Jodeco Road - Tax Map	•	
Telephone: (404) 944-2248	Email: mailboxexp@	grail.
I swear that I am the owner of the property that is the subjectin the records of Henry County, Georgia.	t matter of the attached application, a	s it is shown
Signature: KAM' V.K. Royin	Date: 115. 2016	
Personally appeared before me		
KIRIT AND VANLILA AMEN		
Who swears the information contained in this authorization is true and correct to the best of his/her knowledge and belief.		
ReputalA		
Date	(And bed Hare)	
	DIAPL TO A	



# CITY OF STOCKBRIDGE | ANNEXATION CHECKLIST

4640 North Henry Boulevard Stockbridge, GA 30281 Phone: (770) 389-7900

Fax: (770) 389-7912

NON-REFUNDABLE APPLICATION FEE - \$50.00
Payment: Check or Money Order Payable to the City of Stockbridge.
APPLICATION FORM
Two Original (2) Copies: Complete and signed with original signatures.
PETITION FOR ANNEXATION
<b>Two (2) Original Copies:</b> The Annexation Petitions must be notarized and signed by the owner or authorized applicant. (The petition for the 60% Method must clearly indicate if the applicant is an elector or a landowner.)
CONSENT OF OWNER(S)
<b>Original:</b> If the property owner does not sign the application and/or petition, submit a notarized affidavit signifying the approval or consent of all owners. (An affidavit form is attached.) Use additional affidavits, if necessary, for multiple owners.
PLAT OF SURVEY AND/OR LEGAL DESCRIPTION
<b>Original and One (1) copy</b> - Submit an accurate, as-built survey showing all improvements on the site, to scale. The survey must be completed by a registered surveyor and must be reproducible. If a photocopy is submitted, the original seal must be visible and the survey must still be to scale. The survey must not be more the 1 year old.
☐ VERIFIED LEGAL DESCRIPTION FORM
<b>Original and One (1) Copy</b> - Submit one original, signed copy of the verified legal description form and 1 copy. Forms should be typed and include acreage. If the legal description does not fit on one form, additional forms shall be used and numbered accordingly.

002047 Amin 12th Kingson Pa Molitowa GAZORLO. 770 -968-0586

1000 5000 nge 204

### OUTCLAIM DEED

# ytatie of Glorgia Colney of Henry

THIS EXCEPT, counts this 15 days of 1164 trips gray Type Thousand and Tamb hungan Malin Parol as Chantor and Kirit-Amin and Vaulla Amin as Chantess, this terms Creaturapid the the sear Try The count said that Cinate and the content of the conten

THE RESERVE THAT Thomas, for and to consider those of file and a CHELIOLICAL

CHECO and other pore and authorise consideration, in band paid at said before the senting and delivery of files presents, the senting and delivery of which being foreby additivelying by firstly, into burgained, and, and conveyed, and by these presents does hereby burgain, sell, number, before and forever quite said and property. In the right, title, the cost before, or demand which the said Country bas, or may be in lead, in and an the following described real property, to with

"All thus meet and publicated than thing and being in ined for 18 of the Gottand District of Henry County, Georgia more particularly described as follows:

Commencing or the existing intersection of the Southerly right of way of State Rouns 351 flower Rd. R/W raiss), and the Westerly right of any of Mr. Olive Rd. R/W rades, Thence Southeasterly along the existing right of way of Mr. Olive Rd. n dismost of 70.73 feet to a polen, this polen being THE POINT OF HEGINNING.

likonahé l'ohn of Begionius. Thence elong un are of 55:82 feer to the defination and he of Wilkings, and a chord tending of \$ 20°1615°E for \$1.93 feet to a point; Theorem 81°3849°E for 102.10 feet to a point; Theorem 81°3849°E for 102.10 feet to a point; Theorem 81°3849°E for 102.10 feet to a point; Theorem along on one of 73.04 feet to the right having a radius of 50°C feet, and a chord bearing of \$ 61°5940E for 68.51 feet to a point; Theorem 81°C for 72.50 feet to a point; Theorem 87°C feet for 72.50 feet to a point; Theorem 87°C feet for 72.50 feet to a point; Theorem 81°C feet for 72.50 feet to a point; Theorem 87°C feet for 72°C feet

Containing 23,069,13 sq.ft. (0.529 sout us per Plat prepared by Precision Surveying & Monobing (Angel M Marcin, GA. R.C.S. #2642 dated 9-08-94).

्रितिहरू सम्बद्धाने के प्रत्यातिक स्थापिक स्यापिक स्थापिक स्यापिक स्थापिक स्थापिक स्थापिक स्थापिक स्थापिक स्थापिक स्थापिक स्य

TO NAME AND TO HOLD described promises unto said Chances esthet estition the spill Chances as the restrict the spill Chances the person clining under Country shall at any time, elsing as debugiet any right; this, or interest to the storesaid described promises or its apportenances.

TO MICHELE WHICH COMPLY than for him slighted and realist this Dead that day and year lines alions region.

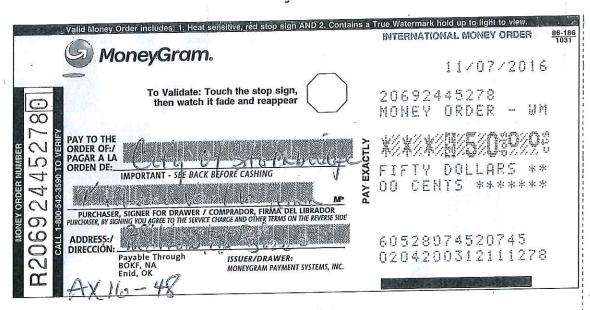
Matini Paget

Moni B. Aud.

Riggical, scialid, and delivered in the presence of.

श्रीयारी गार्जीकोत्तापार्की स्ट्रेस

A company to the company of the state of the company of the state of t



#103101864#2069 24452780# 90

05000 20204-1 Amin 1281 KINGSTON PA Mojerow GAZOZGO. 770 -968-0586

100x 5000 PAGE 204

### OUT CLAIM DEED

# STATE OF GLORGIA COUNTY OF HENRY

THIS DEFIN, made this <u>IS</u> they of the the year Taye, Thomas described the superstanding to permissing the superstanding to superstanding the superstanding

THENESETTE THAT change for and to consideration of the sum of ONE DOLLAR
(\$120) and where good and unhable consideration, in hand paid at suid before the scaling and delivery of these presents, the receipt, edequacy and sufficiency of which being hereby addrianted by Granton has burgained, said, and conveyed, and by these presents does hereby burgain, sell, runise, before a not conveyed, and by these presents does hereby burgain, sell, runise, before a not force of the paint of demand which the shill Oranto bus, or may base lead; in and so the following described real property, to wit:

"All thus spect and paired of land lying and being in fand lot 78 of the 60°E and District of Henry County, Georgia more particularly described as follows:

Commencing at the existing intersection of the Southerly right of way of State-Rome 351 (folices Rd. R/W varies), and the Westerly right of way of Mh. Olice Rd. R/W varies. Thence Southerstedy along the existing right of way of Mt. Olice Rd. n distance of 70.73 feet to a polar, this polar being THE POINT OF BEGINNING.

Riomabé Point of Beginning:

Theore slong on an of 35.82 feet to the left having a radius of 30.04 feet, and a record, bearing of S 40°16'15" is for 51.94 feet to a point; Thence N 81°38'49" is for 102.10 feet to a point; Thence N 81°38'49" is for 102.10 feet to a point; Thence along un me of 73.04 feet to the right having a radius of 60.0 feet, and n chord bearing of \$61°5940E for 63.61 feet to a point: Theree \$27°5942°E for 72.50 feet to a point: Theree \$7°44'18'W for 268,24 feet to a point; Theree \$102°15'42"W for 268,24 feet to a point; Theree \$102°15'42"W for 90.00 feet to a point; Theree \$162°15'42"W for 268,24 feet to a point; Theree \$162°15'42"W for 268,24 feet to a point; Theree \$162°15'42"W for 24.59 feet to The Point of Deginings.

Containing 23,069.13 sq.ft. (0.527 acre) as per Plat prepared by Practision Surveying & Mapping (Angel M Marrein, GA. R.E.S. #2642 dated \$2.08.44).

TO HAVE AND TO HOLD the suid described premises unto said Ciratees; esthat edition the said Ciratees; esthat edition the said Ciratees is that edition the said continues and the said ciratees and cir

IN WITHERS WHEREOF, Crantor has signed and socied this Deed the day and year lists aboys which, REALE

MAY 16 2002

Malini Pagel

MD wis Aud

Signical, sciulid, and delivered in the presence of:

My Commission Explo



Legend

2011\_PARCEL\_ZONING

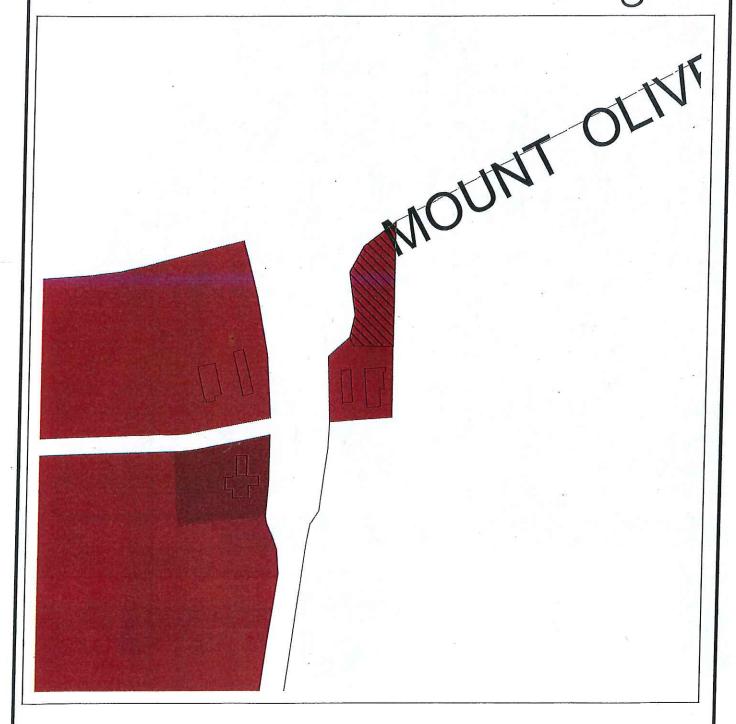
R-1 R-2 R-3 RD RM

M-2

Scale: 1"= 800"

# Current Zoning

This map is for graphical representation only. It is not a legal document.





COM HD INDUS LD MD

PI PRC RR TCU

Scale: 1"= 800'

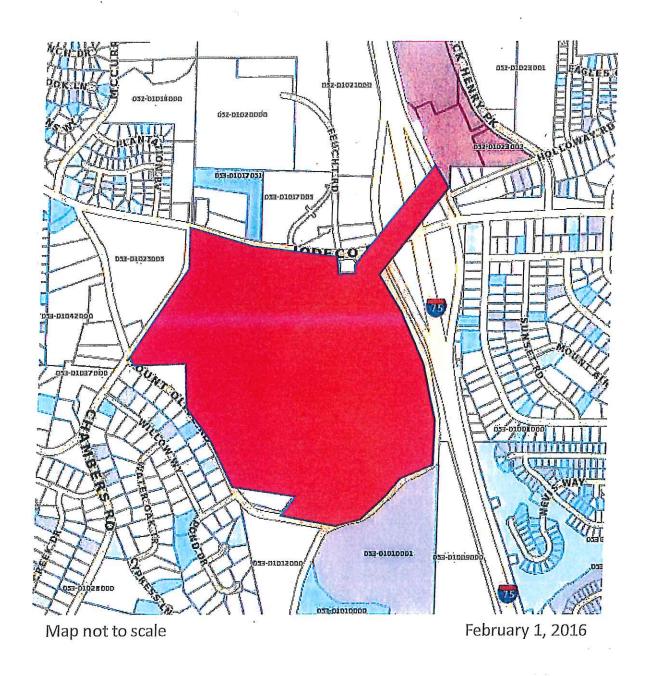
OLIVE

# Future Land Use Map This map is for graphical representation only. It is not a legal document.

# Stockbridge Annexations

AX16-42: Tax Map 053-01015000

AX16-43: Tax Map 053-01018000



100% Method by O.C.G.A § 36-36-20(a)(1)(A)

35000 302047 Amin 1251 Kingson (b 1901.0000 GAZORGO 778 -968-6586

1000 5000 nge 204

### QUITCLAIM DEED

### STATE OF GLORGIA COUNTY OF HENRY

THIS DEFE, made this <u>15</u> the of 1000. It the gest the Theorem describes the gest Addi Earl as Grantor and Kinir Amin and Vaulla Amin as Grantes, this terms Grantor and Grantes of include their respective heirs, successors, and assigns where the context requires or permits)

THENESETE THAT Thomas for and it consideration of the sum of ONE DOLLAR.

(RECOMMON when your made a management and sufficiency of which being hereby individual one and dollvery and sufficiency of which being hereby individual only one finance, in the property individual of the property individual of the property individual of the property in the property in the property of the property in the property of the property of the property in the said Countries and for your property. In this said Countries on your property in the property in the property in the property. In this property, to the property in the property.

"All thus space and pulsed of land lying and being in faud lot 18 of the Go Land District of Henry County, Georgia more particularly described as follows:

Commencing at the existing interscalon of the Southerly cight of why of State Rome 351 (Jodeso Rd. R/W varies), and the Westerly cight of way of Mr. Olive Rd. R/W varies, Thence Southe exerty clong the existing right of way of Mr. Olive Rd. a distince of 70.73 feet to a point, this point being THE POINT OF BEGINNING.

likouribé Point of Beginning.
Thence along an are of 55.82 feet to the left having a radius of 1906 feet, and a chord, beging of \$ 80°16'15" is for 51.94 feet to a point. Thence N 81°38'49 is for 102.10 feet to a point. Thence of one an are of 73.04 feet to the right having a radius of 56.0 feet, and a churd bearing of 5 61°59'40. It for 68.61 feet to a point. Thence \$ 27°59'42" is 10°72.50 feet to a point. Thence 87°4'18" W for 268.24 feet to a point. Thence N 12°13'42" W for 90.00 feet to a point; Thence N 12°13'42" W for 90.00 feet to a point; Thence N 12°13'42" W for

Comaining 23,069,13 sq.ft. (0.529 aom) as per Plat prepared by Precision Surveying & Mapping (Angel M Marrein, GA, R.T.S. #2642 dated D-08-VI).

TO HAVE AND THE HOLD disconfiduation of promises unto sold first seaso, as that ealther the self-company time, elsew or disconsiderate and the self-company time, elsew or disconsiderate and regionality, or interest to the atmossible described premises or its apparenances.

IN WEITHES WHIREOF Charlo has signed and souted this Dead the day and year little above writen.

REAL ESTATE TRANSPERMAX HENRY DOUBLEY SUPERIOR FOURT

Matini Pajet

MAY 16 2002

MOni B. And

Rimica, sented, and delivered in the presence of

March Strange

Authia Lipping

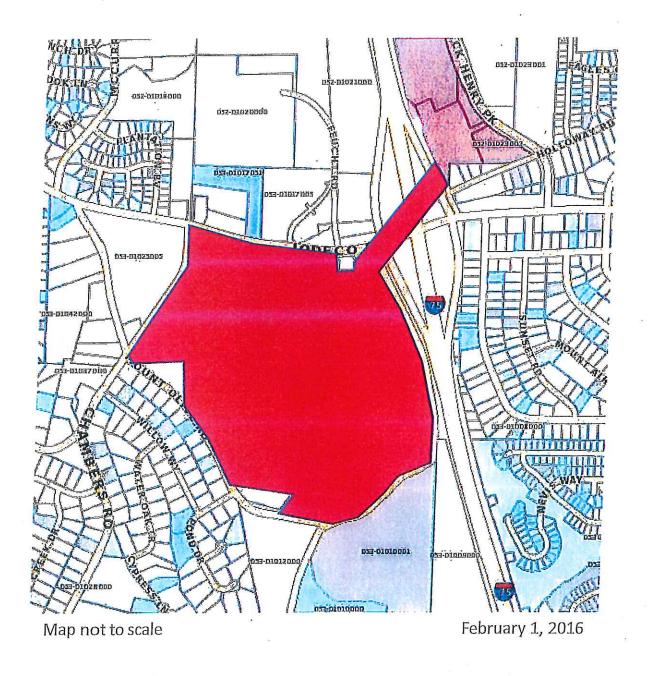
Fig Commission Explos

Print SERVE PELED TROPFICE STICKEDS ILIBEIS PG 18204 TUDITH G LEWIS SUPER OF COURT

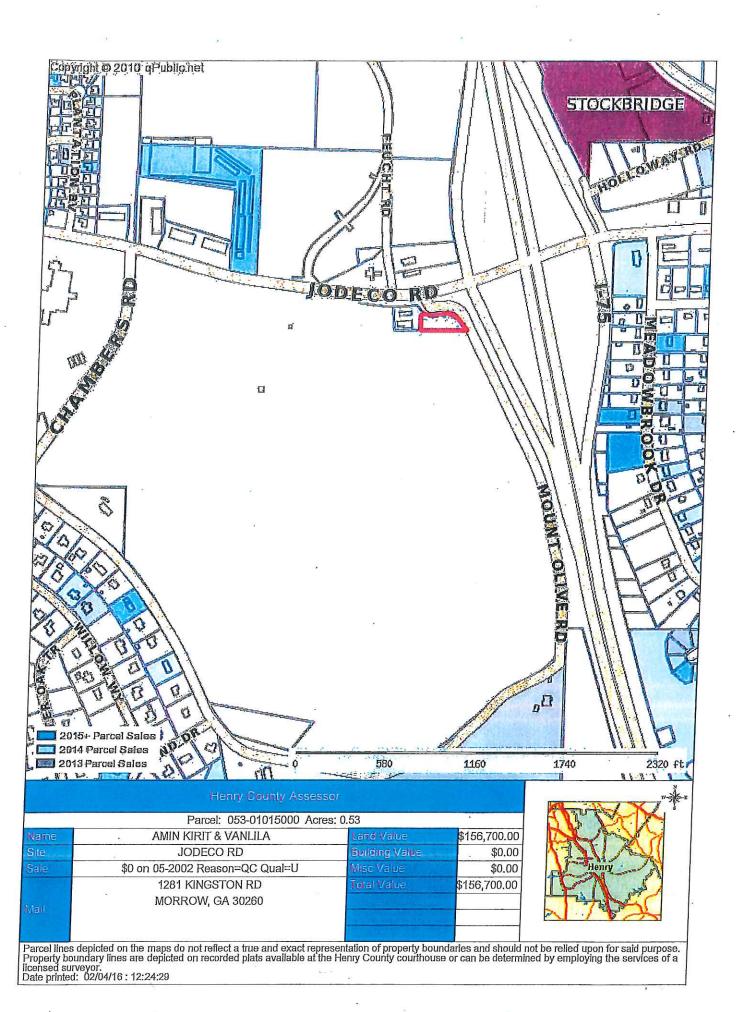
# **Stockbridge Annexations**

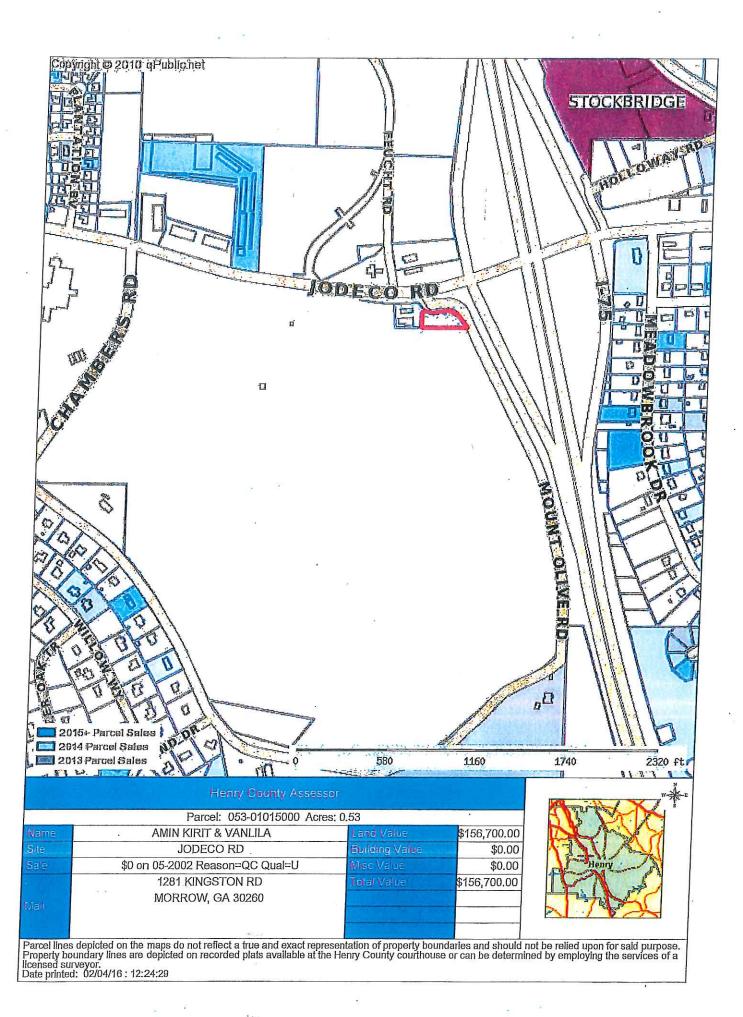
AX16-42: Tax Map 053-01015000

AX16-43: Tax Map 053-01018000

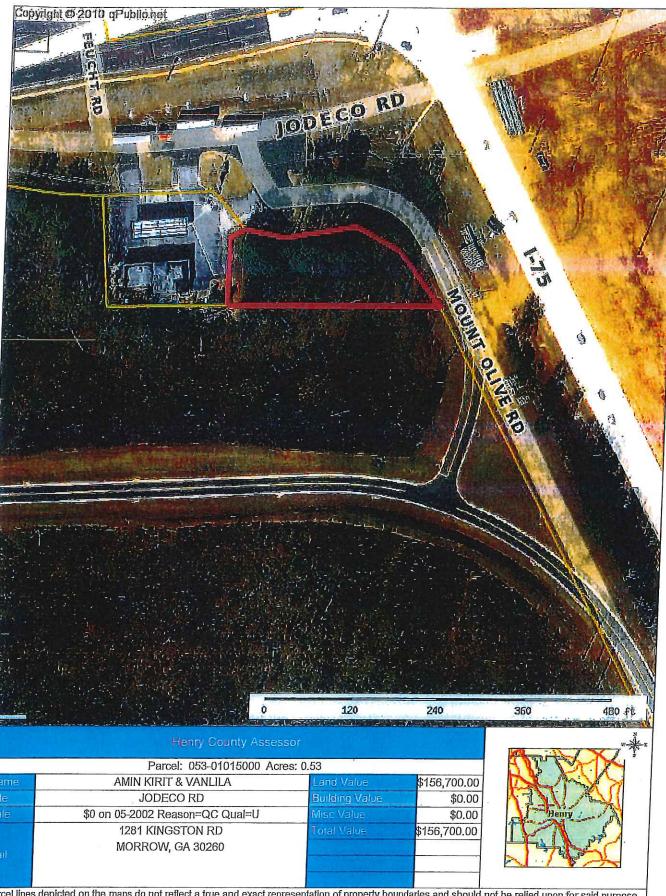


100% Method by O.C.G.A § 36-36-20(a)(1)(A)









Parcel lines depicted on the maps do not reflect a true and exact representation of property boundaries and should not be relied upon for said purpose. Property boundary lines are depicted on recorded plats available at the Henry County courthouse or can be determined by employing the services of a licensed surveyor.

Date printed: 02/03/16:09:15:09